## [PROPOSED] CONSTRUCTIONS OF DISPUTED TERMS

After consideration of the papers submitted in connection with the Claim Construction Hearing and any oral argument of counsel, the Court adopts the

following constructions for the disputed terms<sup>1</sup>:

7	Claim(s)	Term or	Specification	Plaintiff's	Court's Construed Meaning
′		Phrase	Support	Construed	
$_{8}\parallel$				Meaning	
	5, 6, 7	"at least two-	2:57-64; 4:6-	There are at	
9		row unit	9; 4:55-67;	least two rows	
10		designs"	5:17-57;	of unit designs.	
10			6:39-7:2		
$_{11} \parallel$	5	"the unit	6:41-43; Fig.	The unit	
11		organizations	13	organization of	
12		of any one		any particular	
		unit design"		unit design.	
13	5	"arrayed in	6:41-43; Fig.	Offset from the	
14		zigzag with	13	unit designs	
14		the unit		adjacent to it.	
15		organizations			
		of another			
16		unit design"			
1.7	6	"with the unit		With particular	
17		organizations"		unit	
18				organizations.	
	7	"the width of	4:10-12	Width of a unit	
19		any one unit		design.	
		design"			
20	7	"is wider than	4:10-12	Longer than	
$_{21}$		that of another		another unit	
21		unit design"		design's width.	
22	7	"adjacent to		Immediately	
		the one unit		above, below,	
23		design"		or next to the	
				unit design.	

<sup>&</sup>lt;sup>1</sup> Defendant Target Corporation contends that the terms listed herein cannot be properly construed pursuant to 35 U.S.C. 112 and therefore does not provide a proposed construction of such terms.

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1	8	"the length of	4:6-9	Lengt	h of a	
1		one unit		unit		
2		organization"			zation.	
3	8	"longer than that of another	4:6-9		er than	
3		unit of another			er unit zation's	
4		organization"		length		
5	8	"adjacent to			diately	
3		the one unit			, below,	
6		organization"			t to the	
7				unit	zation.	
				organi	ization.	
8						
9	IT IS SO	ORDERED.				
10						
11	Dated: _			By:		
						OHN A. KRONSTADT
12					U.S. DIS	STRICT JUDGE
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[PROPOSED] CLAIM CONSTRUCTION